

ALEXANDER, EISENBERG & SPILMAN

A PROFESSIONAL LIMITED LIABILITY COMPANY

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February 9, 2012

Mr. Corbin R. Davis
Clerk, Michigan Supreme Court
P.O. Box 30052
Lansing, MI 48909

RE: ADM 2010-22 & MRPC 7.3
Controlling Family Law Attorney Trolling

Dear Mr. Davis:

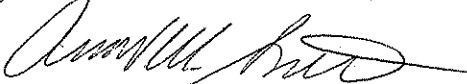
ADM 2010-22 is an important amendment and I urge the Court to pass it. As a family law practitioner, I have had several instances where the opposing party was notified of the pending divorce by attorneys trolling for clients prior to service being effectuated. In one particular case, my client, who was not a native English speaker and was uninformed about the legal system, received such a solicitation, and she initially was under the impression that the soliciting lawyer represented her in some capacity. I have made it my routine practice to warn my clients in advance of the possibility that their spouse may receive a solicitation, and have avoided putting their home address on the Summons to try to prevent the practice.

In an area of law fraught with emotion, and where abusive situations are common, one can never predict how a spouse will react to news that a divorce has been filed. I carefully coordinate with my clients how to serve their spouse and in some cases, have worked with security experts to help clients develop 'safety plans' when there are serious concerns about abuse. In addition, ex parte orders, which are an important tool to keep volatile situations stable, may take several days to be reviewed and signed by a judge, and this can delay our ability to service the opposing party.

Trolling interferes with our efforts to keep our clients, their children and property safe, and serves no one's interests but the trolling attorney's. The practice only adds to the negative public perceptions about attorneys. The proposed amendment is a reasonable method of addressing this problem.

Very truly yours,

ALEXANDER, EISENBERG & SPILMAN, PLLC



Amy M. Spilman